



## THINGS TO KNOW ABOUT THE ARIZONA INDUSTRIAL HEMP PROGRAM

---

### Q: What is the definition of industrial hemp?

A: Industrial hemp is defined as the plant *Cannabis sativa* L. and any part of such plant, whether growing or not, with a Delta-9 Tetrahydrocannabinol (THC) concentration of not more than three-tenths percent (0.3%) on a dry-weight basis. (A.R.S. § 3-311)

### Q: I hear a lot about "CBD", what is "CBD"?

A: "CBD" or Cannabidiol, is a chemical compound that can be extracted from an industrial hemp plant (primarily from the floral material). "CBD" compounds are not narcotic or included in the Controlled Substances Act and is different from the "THC" that is found in marijuana.

### Q: Can I grow industrial hemp for personal use?

A: No, a person will only be allowed to grow and/or process industrial hemp for commercial or research purposes.

### Q: Will the Department limit the number of licenses issued, or will there be any size requirements for the area to be planted?

A: No, There will be no limitation on the number of licenses issued or a size requirement to be licensed.

### Q: What types of licenses will be available?

A: There will be four types of licenses that can be applied for, individually or as a combination of two or more:

- Grower License – for qualified applicants interested in the growth and propagation of industrial hemp.
- Harvester license – for qualified applicants interested in providing harvesting services to a licensed industrial hemp grower.
- Transporter License – for qualified applicants interested in providing shipping and transport services of harvested industrial hemp from a licensed grower to a licensed processor.
- Processor license – for qualified applicants interested in the processing of harvested industrial hemp into hemp products or hemp seed.

### Q: Who will be able to apply for an industrial hemp license?

A: Anyone who meets the eligibility and qualification requirements, which include an applicant who:

- Completes a Department approved application (pending development).
- Obtains a fingerprint clearance card through the Fingerprint Division of the AZ Dept. of Public Safety.
- Submits complete payment for the Program licensing fee.
- Other eligibility and qualifying requirements will follow.

### Q: How much will an industrial hemp license cost?

A: Program fees have not been set. Fees will be set in administrative rule accordingly to support the Program.

# THINGS TO KNOW ABOUT THE ARIZONA INDUSTRIAL HEMP PROGRAM

---

## **Q: Can I apply for a license today?**

A: Not at this time. The effective date of the Industrial Hemp Program (Program) is set for the summer of 2019.

## **Q: Can I get an exemption to start trials or conduct research before the effective date of the Program?**

A: No, the Department does not have the authority to issue an exemption prior to the effective date of the Program.

## **Q: What zoning/distance requirements will I have to comply with?**

A: It will be the responsibility of the license holder to determine if there are any local zoning or ordinance restrictions. Cross-pollination issues are the responsibility of the applicant/licensee to be aware of to protect their crop. The Program may be able to help determine if any cross pollination issues exist.

## **Q: What effect does the 2018 farm bill have on Arizona's Industrial Hemp Program?**

A: The 2018 Farm bill changes the Controlled Substances Act and removes industrial hemp from the definition of marijuana and it allows for the commercialization of industrial hemp. It also expands the definition of hemp to include chemical components not previously encompassed, including "CBD". Administrative rules are being developed to proceed in this direction. It will still require a person to obtain a license from the Department and follow compliance guidelines for producing industrial hemp and hemp products.

## **Q: Will I be able to manufacture "CBD" products from industrial hemp?**

A: Yes, however the Program oversight only extends from the growth and cultivation of industrial hemp, up to the point of processing. For licensed processors, the Program will focus on ensuring they receive raw material that is below 0.3% THC. If there are food handling laws, laws and regulations under the oversight of the Food and Drug Administration, or other laws related to industrial hemp of another agency, then those issues are out of the Department's scope of regulatory oversight.

## **Q: Is the effective date for the Industrial Hemp Program on May 31, 2019 or August 4, 2019?**

A: Currently, it is set for August 2019. However, there is proposed legislation to move the effective date to May 31st. The legislation will need to pass both the House and the Senate, and then be signed by the Governor before becoming effective.

## **Q: How can I contact the industrial hemp program rules committee if I have a question about the rules being developed?**

A: There is a webform at <https://agriculture.az.gov/plantsproduce/industrial-hemp-program/industrial-hemp-program-rules-committee> that you can complete and submit to ask a questions or make a comment.

## **Q: I have more questions, who can I contact?**

A: Contact Brian McGrew by emailing: [bmcgrew@azda.gov](mailto:bmcgrew@azda.gov) or call (602) 542-3228